



DANIEL HARRIGAN, MAYOR



*Margo Sommerville, President*

*Jeff Fusco, Vice-President*

*Mike Freeman, President Pro-Tem*

**Members of Council:**

Jeff Fusco, <b>At-Large</b>	Tara Mosley, <b>Ward 5</b>
Linda Omobien, <b>At-Large</b>	Brad McKittrick, <b>Ward 6</b>
Ginger Baylor, <b>At-Large</b>	Donnie Kammer, <b>Ward 7</b>
Nancy Holland, <b>Ward 1</b>	Shammas Malik, <b>Ward 8</b>
Phil Lombardo, <b>Ward 2</b>	Mike Freeman, <b>Ward 9</b>
Margo Sommerville, <b>Ward 3</b>	Sharon Connor, <b>Ward 10</b>
Russel Neal, <b>Ward 4</b>	<a href="http://www.akroncitycouncil.org">www.akroncitycouncil.org</a>

**Council Agenda for March 20, 2023 DRAFT**

Regular Meeting held on March 13, 2023. All members were present except Connor. Minutes of the previous meeting approved. Ayes: 10, Nays: 0 (Neal abstained) (Omobien did not vote).

**CONSENT AGENDA**

- 1 ORDINANCE authorizing the Director of Public Service or his designee to bid, use CUE bids, State of Ohio bids, Sourcewell bids, Omnia Public Partners Public Sector bids, and/or other such public bids or consortiums and enter into a contract or contracts for the purchase, lease/purchase, and/or refurbishment of various vehicles and equipment; and declaring an emergency. (3/6/2023) (Public Service)
- 2 ORDINANCE authorizing the Purchasing Agent to enter into a contract or contracts for the renewal of Business Automobile Liability Insurance, and Primary, Umbrella, and Excess Liability coverage for all City of Akron Vehicles and physical damage insurance coverage including Fire Division vehicles and EMS Units for a period of March 20, 2023, to March 20, 2026; and declaring an emergency. (Budget and Finance)
- 3 ORDINANCE authorizing the Mayor, or his designee, to negotiate, enter into, execute and deliver agreements and/or other documents in connection with the sale and development of four vacant residential parcels located on Cross Street,

consisting of approximately 0.24 acres of City-owned land, located between Kling and Brown Streets, and existing as Summit County Parcel Nos. 67-16955, 67-16958, 67-16961, and 68-53328; authorizing the sale of said property to Braymor Development, LLC; determining said property is not needed for public use; and declaring an emergency. (Planning and Economic Development)

#### **RULES (M. Freeman, Chair)**

FILED:

- 1 RESOLUTION requesting Akron City Council and The City's Administration submit itself to an independent audit by the Ohio Ethics Commission and the Ohio Attorney General's Office for the purpose of reviewing City Council and the Administration's policies, practices, and procedures in order to reestablish the trust and confidence of the citizens of Akron and business community partners; and declaring an emergency. (3/6/2023) (3/13/2023) Adverse Report. 9-2 (Moley, Neal) (Omobien abstained).

#### **BUDGET & FINANCE (M. Freeman, Chair)**

TIME:

- 1 RESOLUTION adopting an annual operating budget for the fiscal year 2023; and declaring an emergency. (3/6/2023)
- 2 ORDINANCE to make the annual appropriation for the current expenses, other expenditures and the capital outlays of the City of Akron for the fiscal year ending December 31, 2023; and declaring an emergency. (3/6/2023)

#### **PLANNING & ECONOMIC DEVELOPMENT (J. Fusco, Chair)**

REFERRED:

D-628 Petition of Brian E. Gregory for a Conditional Use to establish a dumpster business at 1029 W. Water Road PC-2923-05-CU (3/13/2023)

D-629 Petition of LeAnn Lane for a Conditional Use to establish a Type A daycare home at 126 W. Lowell Avenue PC-2023-07-CU (3/13/2023)

D-630 Petition of Allan and Michelle Hill for a Conditional Use to vary the side yard setback to construct an addition at 49 Jewett Street PC-2023-08-CU (3/13/2023)

D-631 Petition of Stephen Fleming and Ken Tan for a Conditional Use to

establish a three-unit apartment house at 146 Oakdale Avenue PC-2023-09-CU (3/13/2023)

D-632 Petition of Kathryn and Aaron Novak for a Conditional Use to construct a commercial storage building at 226 Crosby Street PC-2023-10-CU (3/13/2023)

D-633 Petition of Laura Lawson, dba Safe Harbor for Strays, for a Conditional Use to establish a kennel at 640 E. Catawba Ave PC-2023-11-CU (3/13/2023)

D-634 Petition of Jaime Delapaz for a Conditional Use to establish a restaurant/microbrewery at 1221-1225 W. Market Street PC-2023-14-CU (3/13/2023)

D-635 Petition of David McCurry for a Conditional Use to vary the side yard requirement to construct a garage at 70 E Dresden Avenue PC-2023-12-CU (3/13/2023)

TIME:

- 1 ORDINANCE authorizing a Conditional Use to establish an adult day care at 222 Jewett Street; and declaring an emergency. (2/27/2023) (Public Hearing was held 3/13/2023)
- 2 D-623 Petition of Betty Brazil for a Conditional Use to establish an adult day care at 222 Jewett Street PC-2023-02-CU (2/13/2023)
- 3 ORDINANCE authorizing a Conditional Use to establish an auto dealership at 338 N. Arlington Street; and declaring an emergency. (11/28/2022) (Public Hearing was held 1/23/2023)
- 4 D-576 Petition of Abraham Zabay for a Conditional Use to Establish an auto dealership at 338 N. Arlington Street (PC-2022-52-CU)
- 5 ORDINANCE authorizing a Conditional Use to expand a business at 745 E. Archwood Avenue; and declaring an emergency. (9/12/2022) (Public Hearing was held 10/3/2022)
- 6 D-534 Petition of RVR Realty & Investment for a Conditional Use to expand a business at 745 E. Archwood Avenue (9/12/2022)
- 7 D-500 Petition of Ramon Hernandez for a Conditional Use to establish a short-term rental at 1764 Thornapple Avenue. (6/6/2022)
- 8 ORDINANCE amending Title 15 “Land Usage”, Chapter 153, “Zoning

Code” to reflect the enactment of the Title 15, Chapter 155 “Sign Code”; and declaring an emergency. (5/2/2022) (Public Hearing was held May 9, 2022)

- 9      ORDINANCE authorizing a Conditional Use to establish a Type A daycare home at 1363 Diagonal Road; and declaring an emergency. (12/6/21) (Public Hearing was held January 24, 2022)
- 10     D-371 Petition of Alicia Lee, for a Conditional Use to establish a Type A daycare home at 1363 Diagonal Road. (PC-2021-58-CU) (PC-2021-38-CU) (11/15/21)
- 11     ORDINANCE authorizing a Conditional Use to establish a Type A daycare home at 434 Clinton Avenue; and declaring an emergency. (Public Hearing was held 9/20/2021)
- 12     D-302 Petition of Mayamu Konneh for a Conditional Use to establish a Type A daycare home at 434 Clinton Avenue. (PC-2021-37-CU) (9/13/21)
- 13     D-285 Petition of Louie Berrodin for a Conditional Use to establish a bed and breakfast and construct an addition at 814 Bloomfield Avenue (PC-2021-30-CU) (7/12/21)
- 14     ORDINANCE authorizing a Conditional Use to establish and construct an addition to a bed and breakfast at 814 Bloomfield Avenue; and declaring an emergency. (Public Hearing was held 9/13/21)
- 15     ORDINANCE amending/supplementing Title 15, Chapter 153, “Zoning Code”, Section 153.140 “Definitions” and Section 153.310 “Business and Industry requirements” establishing a form-based Urban Overlay district for the East Market Street Corridor; and declaring an emergency. (9/14/20) (Public Hearing was held - 10/19/20)
- 16     ORDINANCE amending The Zoning Map by changing the Commercial Use District Classification (U4, H4, A5) on property located on the north side of East Exchange Street, west of South Arlington Street, and changing the Commercial Use District (U4, H2, A4 and U4, H2, A1) on property located on the east side of South Arlington Street, south of East Exchange Street, to Retail Business Use District (U3, H2, A4); and declaring an emergency. (9/14/20) (Public Hearing was held - 10/19/20)
- 17     ORDINANCE authorizing a Conditional Use to establish a retail use at 116 E. Cuyahoga Falls Avenue; and declaring an emergency. (Public Hearing was held 6/29/20)

- 18 D-45 Petition of Ngwe Tun for a Conditional Use to establish a retail use at 116 E. Cuyahoga Falls Avenue (PC-2020-09-CU) (3/16/20)
- 19 ORDINANCE authorizing a Conditional Use to construct a parking lot on the east side of W. Center Street (PN 6716587); and declaring an emergency. (Public Hearing was held October 21, 2019)
- 20 D-774 Petition of Community Action Agency for a Conditional Use to construct a parking lot and the sale of City-owned land on W. Center Street. (Parcel No. 6716587) (PC-2019-63-CU & S) (9/16/19)
- 21 D-31. Petition of Lonnie Jones for a Conditional Use to establish a rooming house at 460 South Maple Street. (PC-2012-15) (4/16/12)

**PUBLIC SERVICE (T. Mosley, Chair)**

TIME:

- 1 RESOLUTION declaring it necessary to improve Miller Road between the termini of Ridgewood Road and West Market Street by resurfacing; and declaring an emergency. Substitute offered as an amendment. (3/6/2023)

**PUBLIC UTILITIES & GREEN (M. Freeman, Chair)**

NO ITEMS

**PUBLIC SAFETY (D. Kammer, Chair)**

NO ITEMS

**PARKS & RECREATION (P. Lombardo, Chair)**

NO ITEMS

**HOUSING & NEIGHBORHOOD ASSISTANCE (J. Fusco, Chair)**

NO ITEMS

**HEALTH & SOCIAL SERVICES (L. Omobien, Chair)**

NO ITEMS

**FILED**

D-575A Family Dollar Store 21040 Amendment correcting address to 1571 N

Hawkins Ave

## **ORDINANCES & RESOLUTIONS PASSED AT PREVIOUS MEETING**

ORDINANCE NO. 62-2023 authorizing the Purchasing Agent to enter into a contract or contracts, without the formality of publicly advertising for bids, with the Macomb Group for the purchase, installation, and configuration of six Bettis Electric (formerly EIM) electric motor valve actuators, which are necessary to meet water treatment specifications mandated by the Environmental Protection Agency; and declaring an emergency. Vote: 11-0 (Holland abstained).

RESOLUTION NO. 63-2023 urging the City of Akron to allocate and/or re-allocate Coronavirus State and Local Fiscal Recovery Fund monies, or other City funds, for the purpose of providing Akron residents relief from the burden of excessive medical debt; urging the exploration of obtaining additional funding and/or other in-kind contributions from Akron's local community partners for the purpose of enlarging the program and making it more impactful; encouraging the City to establish a process and the necessary infrastructure needed to make the medical debt forgiveness program successful; and declaring an emergency. Vote: 12-0.

RESOLUTION NO. 64-2023 urging the federal government to require the installation and use of temperature detectors along railway tracks and to provide for periodic inspection and maintenance of railroads in order to prevent future train derailments; expressing support for the bipartisan Railway Safety Act of 2023; expressing condolences to those impacted by recent train derailments and incidents throughout the State of Ohio; and declaring an emergency. Vote: 12-0.

## **COMMITTEE MEETINGS Scheduled for March 20, 2023:**

1:00 P.M.	Planning & Economic Development	2:30 P.M.	Health & Social Services
1:45 P.M.	Parks & Recreation	2:45 P.M.	Public Utilities & Green
2:00 P.M.	Rules	3:00 P.M.	Budget & Finance
2:00 P.M.	Public Service	Subject to call	Housing & Neighborhood Assistance
2:15 P.M.	Public Safety		

**NEW LEGISLATION WILL BE ADDED PRIOR TO THE  
MEETING. PLEASE CHECK BACK FOR FINALIZED  
AGENDA.**